

AMENDED IN SENATE JANUARY 12, 2012

AMENDED IN SENATE JANUARY 4, 2012

SENATE BILL

No. 529

Introduced by Senator Correa

February 17, 2011

An act to ~~add Section 9113.5 to~~ *amend Section 9101.5 of the Welfare and Institutions Code, relating to seniors aging.*

LEGISLATIVE COUNSEL'S DIGEST

SB 529, as amended, Correa. ~~Seniors: community-based services: long-term care strategic plan. Aging: strategic planning.~~

Existing law requests the University of California to compile specified information, including a survey of existing resources throughout California's governmental and administrative structure that are available to address the needs of an aging society. Existing law requires the Secretary of California Health and Human Services, based upon the information compiled by the University of California and with the consultation or advice of specified entities, to develop a statewide strategic plan on aging for long-term planning purposes and submit the plan to the Legislature by July 1, 2003.

This bill would require that the plans developed pursuant to these provisions be updated by January 1, 2014, and periodically thereafter, to include specified information.

~~Under existing law, the California Department of Aging administers various community-based programs for seniors, including adult day health care programs, the Multipurpose Senior Services Program, linkages, and home-delivered meals. Existing law identifies the mission of the department to provide leadership to the area agencies on aging in developing systems of home- and community-based services that~~

~~maintain individuals in their own homes or least restrictive homelike environments.~~

~~This bill would require the department, in consultation with the California Commission on Aging, the area agencies on aging, and the Office of the State Long-Term Care Ombudsman, to develop a long-term care strategic plan, as specified, to provide guidance for community-based programs that serve seniors. The bill would require the department to submit the plan to the Legislature by July 1, 2013.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 *SECTION 1. Section 9101.5 of the Welfare and Institutions*
- 2 *Code is amended to read:*
- 3 9101.5. (a) (1) The University of California is requested to
- 4 compile the following information:
- 5 (A) A survey of existing resources throughout California's
- 6 governmental and administrative structure that are available to
- 7 address the needs of an aging society. The survey shall include,
- 8 but not be limited to, a commentary on existing gaps in these
- 9 resources, and projections for gaps that may occur, based on
- 10 existing and future demographic trends. The survey required by
- 11 this subparagraph shall be submitted to the Legislature and the
- 12 Secretary of the California Health and Human Services Agency
- 13 by no later than January 1, 2001. The survey shall avoid any
- 14 duplication with the implementation of the report on long-term
- 15 care programs required by Chapter 1.5 (commencing with Section
- 16 100145) of Part 1 of Division 101 of the Health and Safety Code.
- 17 (B) A composite demographic profile of California. The
- 18 University of California shall commence the profile required by
- 19 this subparagraph by January 1, 2001, and shall complete the
- 20 profile no later than January 1, 2002.
- 21 (C) The development of a plan for a longitudinal data base of
- 22 Californians. The University of California shall commence the
- 23 development of the plan for a data base required by this
- 24 subparagraph by January 1, 2002.
- 25 (D) Findings and recommendations, and steps for their
- 26 implementation.

(2) This subdivision shall not apply to the University of California unless the Regents of the University of California, by resolution, make these provisions applicable.

(b) Based upon the findings, recommendations, and data presented by the University of California, as specified in subdivision (a), the Secretary of the California Health and Human Services Agency shall, with the consultation or ~~advise~~ *advice* of the California Commission on Aging, the California Council on Gerontology and Geriatrics, consumer groups, and other interested parties, develop a statewide strategic plan for California to address the impending demographic, economic, and social changes triggered by California's aging and diversifying society. The secretary shall submit the completed plan to the Legislature for consideration by July 1, 2003. It is the intent of the Legislature that the department hold public hearings on the reports.

(c) ~~The plan plans~~ developed pursuant to ~~subdivision subdivisions~~ (a) and (b) shall be ~~periodically updated~~. *updated by January 1, 2014, and periodically thereafter, to include all of the following:*

(1) Specific statutory and program changes required to implement existing strategic plans on aging and long-term care, including, but not limited to, the Olmstead Plan, the Long-Range Strategic Plan on Aging developed pursuant to this section, and the California Department of Aging's State Plan on Aging.

(2) Development of a delivery system design plan that identifies a seamless continuum of services and supports needed by individuals of advanced age or with disabilities in order to remain in their communities.

(3) Recommendation of an appropriate agency to guide implementation of the strategic plan.

(d) The sum of one hundred twenty-five thousand dollars (\$125,000) is hereby appropriated from the General Fund to the University of California if the University of California conducts the survey of existing resources required by subparagraph (A) of paragraph (1) of subdivision (a).

~~SECTION 1. Section 9113.5 is added to the Welfare and Institutions Code, to read:~~

~~9113.5. (a) The department, in consultation with the California Commission on Aging, the area agencies on aging, and the Office of the State Long-Term Care Ombudsman, shall develop a strategic~~

1 plan to provide guidance for community-based programs that serve
2 seniors, in accordance with this section. The department shall
3 submit the strategic plan to the Legislature by July 1, 2013.

4 (b) The strategic plan shall address all of the following:

5 (1) Goals for the state's long-term care system, and statutory
6 and program changes and actions that will be required to achieve
7 those goals, including, but not limited to, the establishment of one
8 or more community-based pilot projects.

9 (2) Selection of an appropriate agency to manage the process
10 of guiding future decisions regarding long-term care, including
11 appropriate staffing requirements and timelines.

12 (3) Services and supports that will make it possible for
13 individuals with advanced age or disabilities to remain in their
14 communities and avoid unnecessary institutionalization.

15 (4) Short-term, medium-range, and long-term programs
16 recommended in the November 2009 final report "Home and
17 Community-Based Long-Term Care: Recommendations to Improve
18 Access for Californians," prepared for the California Health and
19 Human Services Agency and California Community Choices.

20 (5) The feasibility of enacting a bond measure to provide the
21 cashflow necessary for a limited period to restore programs that
22 have been decimated by recent budget cuts, are a means to resolve
23 immediate funding problems, and facilitate establishment of a
24 foundation for future long-term care cost reductions.

25 (c) (1) The requirement for submitting the strategic plan
26 imposed under subdivision (a) is inoperative on January 1, 2017,
27 pursuant to Section 10231.5 of the Government Code.

28 (2) The strategic plan required to be submitted pursuant to
29 subdivision (a) shall be submitted in compliance with Section 9795
30 of the Government Code.